

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED BY *Jf* D.C.

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THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W/D OF TENNESSEE

KAVIN M. CARTER,

Appellant,

vs.

CITIFINANCIAL MORTGAGE CO.,
et al.,

Appellee.

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No. 05-2299-B/V

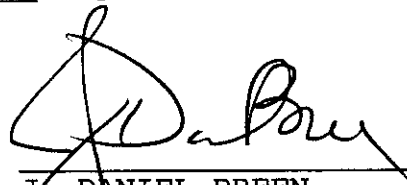
Bankruptcy No. 04-28972-JDL

ORDER OF DISMISSAL

On April 6, 2005, Kavin M. Carter filed a pro se notice of appeal with the United States Bankruptcy Court for the Western District of Tennessee in connection with an order issued on March 24, 2005 in this adversary proceeding, Bankruptcy Case. No. 04-28972-JDL. The appeal was docketed in this Court on April 22, 2005. On May 27, 2005, the Clerk issued a scheduling order that required, inter alia, Carter to serve and file a brief within fifteen (15) days. The time set by the scheduling order has passed, and Carter has neither filed a brief nor requested an extension of time in

which to do so. Accordingly, the Court DISMISSES the appeal with prejudice, pursuant to Fed. R. Civ. P. 41(b), for failure to prosecute.

IT IS SO ORDERED this 12th day of August, 2005.



J. DANIEL BREEN
UNITED STATES DISTRICT JUDGE



Notice of Distribution

This notice confirms a copy of the document docketed as number 4 in case 2:05-CV-02299 was distributed by fax, mail, or direct printing on August 15, 2005 to the parties listed.

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Honorable J. Breen
US DISTRICT COURT